

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

SANDRA E. FLUCK,	)	
	)	
Plaintiff,	)	
	)	C. A. No. 06-188-GMS
v.	)	
	)	
BELLA VISTA DEVELOPMENT, LLC,	)	
a Virginia corporation, BELLA VISTA	)	TRIAL BY A JURY DEMANDED
TOWNHOME CONDOMINIUM	)	
ASSOCIATION, INC., a Delaware	)	
Corporation, RESORT REALTY GROUP,	)	
INC., a Delaware corporation, WILLIAM J.	)	
MITCHELL, individually, and WAYNE	)	
MITCHELL, individually,	)	
	)	
Defendants.	)	

**DEFENDANT RESORT REALTY GROUP, INC.'S MOTION TO ENLARGE**

Defendant Resort Realty Group (Defendant Resort), by and through its undersigned counsel, hereby moves this Court for an Order enlarging the length of its Reply Brief in support of its motion in limine, and in support thereof states the following:

1. On September 6, 2007, Defendant Resort filed a motion in limine seeking to exclude two types of evidence: (1) portions of the testimony of Lawrence C. Dinoff; and, (2) testimony relating to the replacement of the paver step at Unit 5 of Building A (hereinafter "the paver step") subsequent to the Plaintiff's alleged injuries.
2. On Thursday, September 13, 2007, Plaintiff filed her Response to Defendant Resort's motion in limine.
3. In her Response, Plaintiff cited several new cases that Defendant Resort must address in its Reply. Due to the additional arguments presented in Plaintiff's Response, Defendant Resort

has been unable to meet the three page limit for Reply briefs in support of motions in limine, and respectfully requests that the Court extend the page limit for Resort's reply Brief to 5 pages. Defendant Resort respectfully submits that such an extension would be in keeping with the spirit of the three-page limit, as the motion in limine at issue deals with two separate types of evidence that could have each been the subject of its own motion.

WHEREFORE, Defendant Resort Realty Group, Inc respectfully requests that the length of the aforementioned Reply be enlarged to five pages.

FERRY, JOSEPH & PEARCE, P.A.

/s/Robert K. Pearce

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Resort Realty Group, Inc.

Dated: September 20, 2007

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FOR THE DISTRICT OF DELAWARE**

SANDRA E. FLUCK,	)	
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Corporation, RESORT REALTY GROUP,	)	
INC., a Delaware corporation, WILLIAM J.	)	
MITCHELL, individually, and WAYNE	)	
MITCHELL, individually,	)	
	)	
Defendants.	)	

**ORDER**

AND NOW, TO-WIT, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, the foregoing Motion to Enlarge having been presented to and considered by the Court,

IT IS HEREBY ORDERED that the motion is GRANTED, and Defendant Resort Realty Group, Inc. is hereby given leave to expand the length of its Reply Brief in Support of its Motion in Limine to five pages

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The Honorable Gregory M. Sleet  
United States District Court Judge

**CERTIFICATE OF SERVICE**

I, Robert K. Pearce, Esquire do hereby certify that on September 20, 2007 I electronically filed the foregoing *Defendant Resort Realty Group, Inc.'s Motion to Enlarge* with the Clerk of Court using CM/ECF which will send notification of such filing to the following:

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Dated: September 20, 2007